

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application for:

Kenyon et al.

Application No.: 09/768,658

Filed: January 23, 2001

For: ASYNCHRONOUS SOFTWARE
UPDATE

Examiner: Nguyen Ba, Hoang Vu A

Art Group: 2192

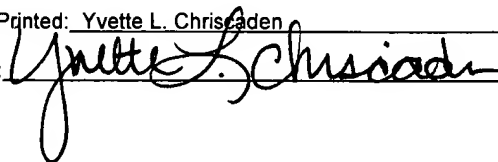
Confirmation No. 25,943

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Typed or Printed: Yvette L. Christaden

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. § 1.97(g), the submission of this Information Disclosure Statement (IDS) is not to be construed as a representation that a search has been made, and, pursuant to 37 C.F.R. § 1.97(h), the submission of this IDS is not to be construed as an admission that the information cited in this IDS is material to patentability.

07/07/2005 HHARZ11 00000007 09768658

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180.00 DP

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01 FC:1806 180.00 DP

This IDS is being submitted under one or more of the following sections of 37 C.F.R. § 1.97 (as indicated by an "X" to the left of the appropriate paragraph(s)):

_____ 37 C.F.R. § 1.97(b). Filed:

- (1) Within three months of a National Application other than a CPA;
- (2) Within three months of entry into National Stage;
- (3) Before mailing of a first Office Action on the merits; or
- (4) Before mailing of a first Office Action after filing an RCE.

_____ 37 C.F.R. § 1.97(c). Filed before the mailing of a Final Office Action, Notice of Allowance, or an action that otherwise closes prosecution.
And, ONE of the following:

(1) One statement from 37 C.F.R. § 1.97(e);

_____ (e)(1) The person signing below certifies that each item of information contained in this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS; or

_____ (e)(2) The person signing below certifies that no item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing below after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 1.56(c) more than three months prior to filing this IDS.

OR

(2) The fee set forth in 37 C.F.R. § 1.17(p).

X A check in the amount of \$180.00 is enclosed.

_____ 37 C.F.R. § 1.97(d). Filed on or before payment of the issue fee.
And, BOTH of the following:

(1) one statement from 37 C.F.R. § 1.97(e);

_____ (e)(1) The person signing below certifies that each item of information contained in this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS; or

_____ (e)(2) The person signing below certifies that no item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing below after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 1.56(c) more than three months prior to filing this IDS.

AND

(2) The fee set forth in 37 C.F.R. § 1.17(p).

_____ A check in the amount of \$180.00 is enclosed.

Accompanying this IDS is a list of references and a copy of each reference listed therein, EXCEPT copies of references waived under:

(A) one or more of the following sections of 37 C.F.R. § 1.98 (as indicated by an "X" to the left of the appropriate paragraph(s)):

_____ 37 C.F.R. § 1.98(c) as being cumulative (marked with an "*" on the Form PTO-1449).

_____ 37 C.F.R. § 1.98(d) as being previously submitted in parent application
_____/_____, to which the present application claims priority under 35
U.S.C. § 120.

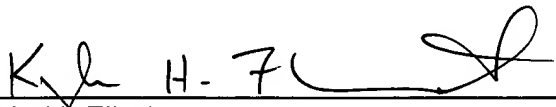
(B) 1273 Off. Gaz. Pat. Office 55 as being submitted with respect to an application filed after June 30, 2003.

The Commissioner is hereby authorized to charge shortages or credit overpayments to Deposit Account No. 500393. A Fee Transmittal is enclosed in duplicate for fee processing purposes.

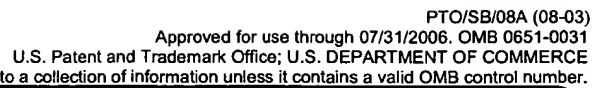
Respectfully submitted,
SCHWABE, WILLIAMSON & WYATT, P.C.

Dated: June 30, 2005

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**Complete if Known**

Application Number	09/168,658
Filing Date	January 23, 2001
First Named Inventor	Kenyon
Art Unit	2192
Examiner Name	Nguyen Ba, Hoang Vu
Attorney Docket Number	109910-130358

(Use as many sheets as necessary)

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Examiner Signature		Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

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